



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

LHE:GK/JRS/DL  
F. #2018R01401

*271 Cadman Plaza East  
Brooklyn, New York 11201*

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By Email and ECF

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*Counsel for Rachel Cherwitz*

*Counsel for Nicole Daedone*

Re: United States v. Rachel Cherwitz and Nicole Daedone  
Criminal Docket No. 23-146 (DG)

Dear Counsel:

Enclosed please find the government's discovery in accordance with Rule 16 of the Federal Rules of Criminal Procedure. This discovery is being produced to you pursuant to the Protective Order in the above-captioned matter, entered on June 26, 2023. ECF Dkt. No. 26. The records at Bates-number ONETASTE00072948 – ONETASTE00076002 were provided by an individual identified as Individual #2, whose identity will be disclosed to counsel separately.

I. The Government's Discovery

A. Statements of the Defendants

- Text message correspondence between Individual #2 and Nicole Daedone (ONETASTE00072948 – ONETASTE00073170);

- E-mail correspondence exchanged by Nicole Daedone and other OneTaste members and employees (ONETASTE00073171 – ONETASTE00073583);
- Text message correspondence between Individual #2 and Rachel Cherwitz (ONETASTE00073584 – ONETASTE00073828); and
- E-mail correspondence exchanged by Rachel Cherwitz and other OneTaste members and employees (ONETASTE00073829 – ONETASTE00074728).

B. Documents and Tangible Objects

- Records from Bill.com (ONETASTE00025882 – ONETASTE00031851);
- Text and email correspondence exchanged by OneTaste members and leadership, a subset of which contain statements of either or both defendants (ONETASTE00031852 – ONETASTE00072947);
- Photos from OneTaste events and residences previously stored on an iPhone in the possession of Individual #3, a former OneTaste member (ONETASTE00074729 – ONETASTE00074937);
- Photos from OneTaste events previously stored on an iPhone in the possession of Individual #4, a former OneTaste member (ONETASTE00074938 – ONETASTE00075022);
- Email correspondence exchanged by OneTaste sales team members (ONETASTE00075023 – ONETASTE00075611);
- Text message correspondence exchanged by OneTaste sales team members and Individual #2 (ONETASTE00075612 – ONETASTE00076311);
- Additional videos, photos, and video editing files related to OneTaste courses, business practices, publicity, and other offerings, a subset of which contain statements of either one or both defendants, provided by Individual #1, whose identity was previously disclosed to you (ONETASTE00076312 – ONETASTE00076323); and
- Videos, photos, and video editing files related to OMHub, provided by Individual #1, whose identity was previously disclosed to you (ONETASTE00076324 – ONETASTE00080350).

Please contact DupeCoop at [dupecoop@mac.com](mailto:dupecoop@mac.com) and reference the above-captioned case to obtain a copy of the discovery.

You may examine physical evidence discoverable under Rule 16, including original documents, by calling me to arrange a mutually convenient time.

The government renews its request for reciprocal discovery from the defendants. Please note that the defendants' obligations under Fed. R. Crim. P. 16(b) include identification of "all non-impeachment exhibits [the defendants] intend to use in their defense at trial, whether the exhibits will be introduced through a government witness or a witness called by a Defendant." United States v. Napout, No. 15-CR-252 (PKC), 2017 WL 6375729, at \*7 (E.D.N.Y. Dec. 12, 2017); accord United States v. Smothers, No. 20-CR-213 (KAM), 2023 WL 348870, at \*22 (E.D.N.Y. Jan. 20, 2023).

If you have any questions or requests regarding further discovery or a disposition of this matter, please do not hesitate to contact us.

Very truly yours,

BREON PEACE  
United States Attorney

By: /s/ Lauren H. Elbert  
Lauren H. Elbert  
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Devon Lash  
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Enclosures

cc: Clerk of the Court (DG) (by ECF) (without enclosures)